

EXHIBIT 1

KELLEY DRYE & WARREN LLP
A LIMITED LIABILITY PARTNERSHIP

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January 18, 2012

VIA FEDEX

Honorable Joel A. Pisano
United States District Judge
United States District Court, District of New Jersey
Clarkson S. Fisher Federal Building and
U.S. Courthouse
402 East State Street
Trenton, NJ 08608

Re: *Takeda Pharmaceutical Co. LTD., et al. v.*
Zydus Pharmaceuticals USA Inc., et al.
Docket No. 10-CV-01723

Dear Judge Pisano:

We are counsel to Defendants Zydus Pharmaceuticals USA Inc. and Cadila Healthcare Limited (collectively "Zydus") in the above-referenced action. I write to provide the Court with recently discovered evidence which is highly relevant to Zydus' pending Motion for Reconsideration and Vacatur of a portion of the Court's *Markman* Ruling.

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KELLEY DRYE & WARREN LLP

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Respectfully submitted,

Vincent P. Rao II

EXHIBIT A

HIGHLY CONFIDENTIAL 1

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

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TAKEDA PHARMACEUTICAL COMPANY LIMITED, TAKEDA
PHARMACEUTICALS NORTH AMERICA, INC., TAKEDA
PHARMACEUTICALS LLC, TAKEDA PHARMACEUTICALS
AMERICA, INC., and ETHYPHARM, S.A.,

Plaintiffs and Counter-Defendants,

-against-

ZYDUS PHARMACEUTICALS (USA) INC. And CADILA
HEALTHCARE LIMITED,

Defendants and Counterclaim-Plaintiffs.
-----x

HIGHLY CONFIDENTIAL

VIDEOTAPED DEPOSITION OF TOSHIHIRO SHIMIZU

New York, New York

Tuesday, November 15, 2011

9:24 a.m.

REPORTED BY:
JENNIFER OCAMPO-GUZMAN, CRR, CLR
JOB NO. 23078

ORIGINAL

david feldman

On-time reporters. On-time transcripts.

TOSHIHIRO SHIMIZU - HIGHLY CONFIDENTIAL

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November 15, 2011

9:24 a.m.

Highly Confidential Videotaped
Deposition of TOSHIHIRO SHIMIZU, held
at the Offices of Hogan Lovells, LLP,
875 Third Avenue, New York, New York,
pursuant to notice, before Jennifer
Ocampo-Guzman, a Notary Public of the
State of New York.

TOSHIHIRO SHIMIZU - HIGHLY CONFIDENTIAL

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DAVID FELDMAN WORLDWIDE, INC.

450 Seventh Avenue - Ste 2803, New York, NY 10123 (212)705-8585

TOSHIHIRO SHIMIZU - HIGHLY CONFIDENTIAL

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TOSHIHIRO SHIMIZU - HIGHLY CONFIDENTIAL

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1 STATE OF NEW YORK)
2 : ss.
3 COUNTY OF NEW YORK)

4 I, JENNIFER OCAMPO-GUZMAN, a
5 Shorthand Reporter and Notary Public within
6 and for the State of New York, do hereby
7 certify:

8 That TOSHIHIRO SHIMIZU, the witness
9 whose deposition is hereinbefore set forth,
10 was duly sworn and that such deposition is a
11 true record of the testimony of such witness.

12 I further certify that I am not
13 related to any of the parties to this action
14 by blood or marriage, and that I am in no way
15 interested in the outcome of this matter.

16 IN WITNESS WHEREOF, I have hereunto
17 set my hand this 29th day of November 2011.

18 J. Ocampo-Guzman
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20 JENNIFER OCAMPO-GUZMAN, CRR, CLR
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EXHIBIT B

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